

10-07-05

PTO/SB/31 (04-05)

Approved for use through 07/31/2005. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		<b>Docket Number (Optional)</b> 56007CIP(70207)	
In re Application of Bertha K. Madras et al.			
Application Number 09/932,302-Conf. #5385		Filed August 17, 2001	
For METHODS FOR DIAGNOSING AND MONITORING TREATMENT ADHD BY ASSESSING THE DOPAMINE TRANSPORTER LEVEL			
Art Unit 1616		Examiner M. G. Hartley	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 250.00

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 04-1105. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

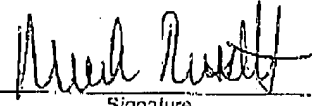
I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☐ attorney or agent of record.  
Registration number \_\_\_\_\_

☒ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. 41,281

Signature:   
Mark D. Russett  
Typed or printed name

(617) 439-4444  
Telephone number

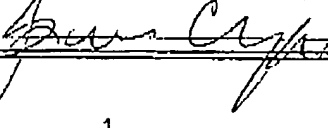
October 7, 2005  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ \*Total of 1 forms are submitted.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 437825756 US, in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 7, 2005

Signature:  (Bonnie S. Croppi)

**Edwards & Angell LLP**

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www.EdwardsAngell.com

**Date :** 10/26/2005**Pages (including cover) :** 2**Sender :**

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**To :**

Name	Company	Fax	Phone
Ms. Bettaincourt	USPTO	571 273-0509	

If you experience problems receiving this fax, please call Bonnie Crespi at 617 517-5547.

**Message :**


Re: U.S. Patent Application No. 09/932,302  
Title: Methods For Diagnosing and Monitoring Treatment ADHD By Assessing The Dopamine Transporter Level  
Filing Date: August 17, 2001  
Our Reference No. 56007CIP (70207)

Dear Ms. Bettaincourt,

Pursuant to your telephone conversation with Mark Russett of today, attached please find a copy of the Notice of Appeal which was filed with the U.S. Patent and Trademark Office on October 7, 2005 for the above-referenced application.

Please acknowledge receipt of the Notice of Appeal by return facsimile. Thank you.

Regards,

  
Bonnie Crespi  
Legal Assistant to Mark Russett

**Fax**

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